

THIS FORM MUST BE USED BY A PRISONER APPLYING TO PROCEED IN FORMA PAUPERIS IN A CIVIL RIGHTS CASE

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ERIC HINES

(Plaintiff in this action)

: AFFIDAVIT OF POVERTY
and ACCOUNT CERTIFICATION
:
(CIVIL RIGHTS)

v.

: Civil Action No. _____

(To be supplied by the Clerk of the Court)

GARY M. LANIGAN, ET AL

:

: DNJ-Pro Se-007-A-(Rev.05/2013)

(Defendant(s) in this action)

:

:

Instructions:

The Clerk will not file a civil complaint unless the person seeking relief pays the entire filing fee (currently \$350) and an administrative fee (currently \$50) in advance, or the person applies for and is granted in forma pauperis status pursuant to 28 U.S.C. § 1915. See Local Civil R. 5.1(f). A prisoner who seeks to proceed in forma pauperis must submit to the Clerk (1) a completed affidavit of poverty and (2) a copy of the trust fund account statement for the prisoner for the six month period immediately preceding the filing of the complaint, obtained from and certified as correct by the appropriate official of each prison at which the prisoner is or was confined for the preceding six months. See 28 U.S.C. § 1915(a)(2).

If the Judge enters an order granting a prisoner's application to proceed in forma pauperis, then the order will assess the filing fee (currently \$350) against the prisoner and collect the fee by directing the agency having custody of the prisoner to deduct an initial partial filing fee equal to 20% of the greater of the average monthly deposits to the prison account or the average monthly balance in the prison account for the six-month period immediately preceding the filing of the complaint, as well as monthly installment payments equal to 20% of the preceding month's income credited to the account for each month that the balance of the account exceeds \$10.00, until the entire filing fee has been paid, regardless of the outcome of the proceeding. See 28 U.S.C. § 1915(b).

The prisoner must complete all questions in the following affidavit, sign and date the affidavit, and then obtain the signature of the appropriate prison official who certifies the prison account statement. After the appropriate prison official certifies your prison trust fund account statement(s), you must attach the prison account statement(s) to this application, for each prison or jail wherein you were incarcerated during the previous six months. If your application to proceed in forma pauperis is incomplete, then the Court may enter an order denying your application without prejudice and administratively terminating your case without filing the complaint.

U.S. DISTRICT COURT
DISTRICT OF NEW JERSEY
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2017 JUN - 7 P 3:19

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In support of this application, I state the following under the penalty of perjury:

1. I, ERIC HINES (print your name), declare that I am the
☒ Plaintiff / movant ☐ Other

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, costs, or give security therefor, I state that because of my poverty, I am unable to prepay the costs of said proceeding or give security therefor; that I believe I am entitled to relief.

2. The nature of my claim or the issues I intend to present on appeal are briefly stated as follows:

FIRST, EIGHTH AMENDMENT RIGHTS, REFUSAL OF GOVERNMENT REDRESS,
TITLE II OF THE AMERICAN WITH DISABILITIES ACT, DISCRIMINATION OF ADA
INMATE, MEDICAL MALPRACTICE, RETALIATORY ACT, THREATS OF BODILY HARM
AND OTHER CAUSE OF ACTION.

3. List dates and places of confinement for the immediately preceding six months:

Dates of Confinement

Places of Confinement

08-20-2015

SOUTH WOODS STATE PRISON

08-20-2010

EAST JERSEY STATE PRISON

For each institution in which you have been confined for the preceding six months, you must obtain a copy of your prison account and the signature of the appropriate prison official (see certification on p. 3).

4. Are you employed at your current institution? ☐ Yes ☒ No

Do you receive any payment or money from your current institution? ☐ Yes ☒ No

If Yes, state how much you receive each month: _____

5. In the past 12 months, have you received any money from any of the following sources?

			<u>Amount</u>
a. Business, profession, or other self-employment	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		_____
b. Rent payments, interest, or dividends	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		_____
c. Pensions, annuities, or life insurance payments	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		_____
d. Disability or workers compensation payments	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		_____
e. Gifts or inheritances	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		_____
f. Any other sources	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		_____

5-30-2017

ERIC HINES #663508/146993B
SOUTH WOODS STATE PRISON
215 BURLINGTON ROAD
BRIDGETON, N.J. 08302

COURT CLERK
MITCHELL H. COHEN BUILDING
AND U.S. COURTHOUSE,
FOURTH AND COOPER STREETS,
CAMDEN, NEW JERSEY, 08101

RE: REQUEST TO REOPEN ERIC HINES V. GARY M. LANGAN, ET AL

DEAR COURT CLERK,

PLEASE BE ADVISED A REQUEST TO REOPEN CIVIL ACTION:
ERIC HINES V. GARY M. LANGAN, ET AL. I HAVE ADHERED TO HONOR
NOEL L. HILLMAN, U.S.D.J. ORDER DATED MAY 5, 2017. PLEASE FIND
INQUIRY ENCLOSED DATE 5/12/2017 THAT CONFIRM A THIRD REQUEST
FOR SIX MONTH ACCOUNT STATEMENT AND FOR ATTACHED DOCUMENT TO INQUIRY
BE SIGNED AND RETURN WITH ACCOUNT STATEMENT, WHICH WAS SUBMITTED
TO MS. KING, ON SAID DATED 5/12/2017 FOR PROCESSING. AS OF 5-30-2017
MATTER HASN'T BEEN ADDRESSED OR DOCUMENTS IN QUESTION RETURN. OF
COURSE SOCIAL WORKER MS. HILL STATES ITS NOTING SHE CAN DO.

PLEASE SEE ENCLOSED CERTIFICATION EXPLAIN MY EFFORTS WITH
REGARD TO OBTAINING THAT SIGNATURE AND ACCOUNT STATEMENT.
BECAUSE OF RETALIATORY ACT EXPLAINED IN CERTIFICATION, THE EXTRA COPY
OF COMPLAINT SENT TO FAMILY, HAD TO BE RECOVERED FIND TO COPY'S OF
COMPLAINT ENCLOSED PLEASE STAMP ONE FILED AND RETURN. I'M RE-
QUESTING COURT CLERK TO REOPEN COMPLAINT, I'VE HONORED ORDERS
AS STATED BY COURT, TO KNOW PREVAIL. NO INMATE BACK THERE HAS
RECEIVE ANY REDRESS FROM GRIEVANCE.

Eric Hines

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ERIC HINES

V.

CIVIL ACTION No. _____

GARY M. LANGAN, ET AL.,

CERTIFICATION

I, ERIC HINES, OF FULL AGE, PRO-SE PLAINTIFF IN THE ABOVE CIVIL ACTION, HEREBY CERTIFY THAT:

(1)

I AM THE ABOVE-NAMED PLAINTIFF, AND I MAKE THIS CERTIFICATION IN SUPPORT OF MY COMPLAINT WHICH IS ENCLOSED.

(2)

DO TO MEDICAL PROBLEM, BEING WHEELCHAIR BOND HAVING TO UTILIZE, MEDICAL EQUIPMENT, BUT MOST PRESSING IS SEVERE PAIN BEING UNABLE TO MOVE OR UTILIZE RIGHT ARM OR SHOULDER DOTO SURGERY, WHICH CAUSE'S SEVERE PAIN BY JUST WRITING, MEDICALLY I'M UNABLE TO WRITING LONG PLEASE SEE COMPLAINT.

(3)

PLEASE UNDERSTAND I'M PRESENTLY HOUSED IN ADMINISTRATIVE SEGREGATION, WITH 20 CELL ON THE TIER, INQUIRY AND ADMINISTRATIVE GRIEVANCE ARE SUPPOSE TO SUBMITTED TO SECOND SHIFT OFFICER, BUT THEY SCREEN THEM, AND ANY DETAILING COMPLAINTS AREN'T REDRESSED, SO EVERY ONE COMPLAINED TO SOCIAL WORKER THAT COME AROUND, MS. KING, MS. HUTSON WHO STARTED EXCEPTING INQUIRY AND ADMINISTRATIVE APPEAL, I INFORMED THEM BOTH KNOW REPLY HAS EVER COME

DATES DETAILED IN COMPLAINT CONCERNING OTHER REQUEST FOR SIX MONTH, SOCIAL WORKER MS. KING WAS GIVE TWO SEPARATE INQUIRY FORM REQUESTING SIX MONTH ACCOUNT STATEMENT WITH DOCUMENT ATTACH FOR SIGNATURE. ALSO WORTH NOTING WHEN FIRST REQUEST WASN'T HONORED, WROTE COURT CLERK FOR DOCUMENTS RESUBMITTED THEM. ALSO MS. KING WAS GIVEN INQUIRY'S ON 12/23/2016, 12/18/16 NO RESPONSE. MS. HUTSON WAS GIVEN INQUIRY ON 1/31/2017 AND 5/12/2017. I CALLED OFFICE OF THE OMBUDSMAN ON THUR 2/16/2017, I REQUEST A COPY OF COMPLAINT FOR COURT REVIEW, WAS INFORMED COURT HAD TO REQUEST IT. PLEASE UNDERSTAND THIS IS THE ONLY WAY TO RECEIVE ANYTHING IN THIS PART OF FACILITY, SO TO ANSWER HONOR NOEL L. HILLMAN, U.S.D.J QUESTION, NONE WAS EVER GIVEN I INQUIRY TO BOTH SOCIAL WORKER, WHO STATE THEY TURNED THEM IN; THAT'S ALL THEY CAN DO.

(4)

PLEASE FIND ENCLOSED ANOTHER GRIEVANCES SHOW A THIRD REQUESTS, FOR A SIX MONTH ACCOUNT STATEMENT AND SIGNATURE FOR ATTACHED DOCUMENT, AND TWO OTHER GRIEVANCES REQUESTING REDRESS CONCERNING THE SAME ISSUES. ALSO ENCLOSED IS THE AFFIDAVIT OF POVERTY APPLICATION MINUS THE SIGNED DOCUMENT AND SIX MONTH ACCOUNT STATEMENT, DATED 5-12-2017

(5)

DETAILED IN COMPLAINT SPECIAL INVESTIGATION DIVISION OFFICERS PETIT, PERRY AND JOHN DOE ON THURS 5-25-2017 ABOUT ^{P.M} 2:45 HAD ME MOVE OUT CELL 1026 AND PUT IN ROOM 1100 WITH CAMERA STRIP SEARCH, AND THREATEN ABOUT FILING AND THEIR GRIEVANCE. SID. PERRY AND JOHN DOE THREATEN ME, WHY'LL SID PETIT RIPPED UP ROOM AND EXTRA CIVIL COMPLAINT. PLEASE UNDERSTAND THERE IS A TAPE WHICH WILL CONFIRM THEIR ACTIONS PLEASE SUBPOENA SAID TAPE WHICH IS EVIDENCE AND CONFIRMS RETALIATORY ACT. OR ALLOW IT TO BE PERSEVERED AS EVIDENCE

(6)

KNOW INMATE BACK HERE HAVE RECEIVED A RESPONSE, PLEASE INFORM ME IF A PETITION CONCERNING THESE ACTION CAN BE SUBMITTED. THE PRISON OFFICIALS REFUSAL TO ANSWER INQUIRY, GRIEVANCE OR TO INSTALL A KIOSK AFFORDED EVERY OTHER ADMINISTRATIVE SEGREGATION, IS DISCRIMINATION

PURSUANT TO 28 U.S.C. § 1746, I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON MAY 26, 2017

Eric Hines

ERIC HINES #663508